

The Honorable Barbara J. Rothstein

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

SHOKOFEH TABARAIE, DDS, PLLC,

Plaintiff,

v.

ASPEN AMERICAN INSURANCE
COMPANY,

Defendant.

Civil Action No. 2:20-cv-01035-BJR

**STIPULATED MOTION AND
ORDER**

1 Plaintiff Shokofeh Tabaraie, DDS, PLLC and Defendant Aspen American Insurance
2 Company stipulate that Defendant shall answer, move, or otherwise respond to Plaintiff's amended
3 complaint, Dkt. 23, no later than October 15, 2020.

4 WHEREAS:

5 1. On August 31, 2020, Defendant moved to dismiss Plaintiff's lawsuit for failure to
6 state a claim upon which relief can be granted. Dkt. 14.

7 2. On September 16, 2020, this case was re-assigned to Judge Barbara J. Rothstein.

8 3. On September 17, 2020, Plaintiff's counsel indicated via email to Defendant's
9 counsel that Plaintiff intended to file an amended complaint as a matter of right. Plaintiff filed the
10 amended complaint on September 21, 2020. Dkt. 23.

11 4. Under the Federal Rules of Civil Procedure, Defendant's response to Plaintiff's
12 amended complaint is due October 5, 2020.

13 5. On October 2, 2020, counsel for the parties conferred via telephone and agreed to
14 extend Defendant's deadline to respond to Plaintiff's amended complaint by ten days. The new
15 agreed deadline would be October 15, 2020.

16 6. The parties submit this stipulated motion in the interest of justice and not to delay
17 the proceedings. The stipulation will not prejudice either party. The parties do not waive any
18 claims or defenses with this stipulation.

19 IT IS HEREBY STIPULATED AND AGREED, pending the Court's approval, that
20 Defendant's deadline to answer, move, or otherwise respond to Plaintiff's amended complaint shall
21 be October 15, 2020.

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1 The parties respectfully request the Court to enter the accompanying Proposed Order
2 granting the relief to which the parties have stipulated.

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4 DATED this 2nd day of October, 2020.

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6 RUIZ & SMART
PLAINTIFF LITIGATION PLLC

7 /s/ Isaac Ruiz*
8 Isaac Ruiz, WSBA No. 35237
9 RUIZ & SMART PLAINTIFF
LITIGATION PLLC
10 95 S. Jackson St., Suite 100
Seattle, WA 98104
11 Telephone: (206) 203-9100
Facsimile: (206) 785-1702
12 iruiz@plaintiffllit.com

13 ***Attorneys for Plaintiff***

14 **Signed with permission.*

SIDLEY AUSTIN LLP

7 /s/ Robin E. Wechkin
8 Robin E. Wechkin, WSBA No. 24746
9 SIDLEY AUSTIN LLP
10 1420 Fifth Avenue, Suite 1400
Seattle, WA 98101
11 Telephone: (415) 439-1799
rwechkin@sidley.com

Yvette Ostolaza, *pro hac vice*
Yolanda C. Garcia, *pro hac vice*
SIDLEY AUSTIN LLP
2021 McKinney Avenue, Suite 2000
Dallas, Texas 75201
Telephone: (214) 981-3401
Facsimile: (214) 981-3400
yvette.ostolaza@sidley.com
ygarcia@sidley.com

17 ***Attorneys for Defendant***

ORDER

The Court has considered Plaintiff Shokofeh Tabaraie DDS PLLC's and Defendant Aspen American Insurance Company's Stipulated Motion and [Proposed] Order. The Court **HEREBY ORDERS** that Defendant's deadline to answer, move, or otherwise respond to Plaintiff's amended complaint shall be October 15, 2020.

IT IS SO ORDERED.

Dated: October 5, 2020.



Honorable Barbara J. Rothstein
UNITED STATES DISTRICT JUDGE